

Attorney or Professional Name, Address, Telephone and FAX ERIC P. ISRAEL (State Bar No. 132426) eisrael@DanningGill.com DANNING, GILL, ISRAEL & KRASNOFF, LLP 1901 Avenue of the Stars, Suite 450 Los Angeles, California 90067-6006 Telephone: (310) 277-0077 Facsimile: (310) 277-5735 Attorneys for Michael A. McConnell, Chapter 11 Trustee		
UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA		
In re: HVI CAT CANYON, INC.,	Chapter 11 Case Number 9:19-bk-11573-MB	
	Professional Fee Statement Number: 5 Month of: <u>March, 2020</u>	
Debtor		

1. Name of Professional:	Danning, Gill, Israel & Krasnoff, LLP
2. Date of entry of order approving employment of the professional:	December 9, 2019 (docket no. 605)
3. Total amount of pre-petition payments received by the professional:	\$0.00
4. Less: Total amount of pre-petition services rendered and expenses:	-0.00
5. Balance of funds remaining on date of filing of petition:	\$ See Attachment at Paragraph 3
6. Less: Total amount of all services rendered per prior fee statements: (Line 6 is not used when filing Statement Number 1).	- See Attachment at Paragraph No. 5
7. Less: Total amount of services and expenses this reporting period:	- See Attachment at Paragraph No. 7
8. Balance of funds remaining for next reporting period:	\$ See Attachment at Paragraph No. 7

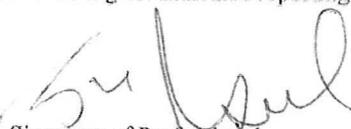
DETAILED DOCUMENTATION SUPPORTING THE PROFESSIONAL FEES EARNED AND THE EXPENSES INCURRED DURING THIS REPORTING PERIOD HAS BEEN SERVED ON THE UNITED STATES TRUSTEE. A COPY OF THE DETAILED DOCUMENTATION WILL BE PROVIDED BY THE PROFESSIONAL TO ANY PARTY UPON REQUEST. FEES AND COSTS WILL BE WITHDRAWN FROM THE TRUST ACCOUNT IN THE AMOUNT STATED IN ITEM 7 ABOVE UNLESS AN OBJECTION IS FILED WITH THE CLERK OF THE COURT AND SERVED ON THE PROFESSIONAL NAMED ABOVE WITHIN 10 DAYS FROM THE DATE OF SERVICE OF THIS STATEMENT.

9. Total number of pages attached hereto:	83
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The above is a true and correct statement of fees earned and expenses incurred during the indicated reporting period.

Dated: April 10, 2020

Type Name of Professional
Danning, Gill, Israel & Krasnoff, LLP


Signature of Professional
Eric P. Israel

Name of Attorney for Professional (if applicable)

Signature of Attorney for Professional (if applicable)

ATTACHMENT TO PROFESSIONAL FEE STATEMENT NO. 5
Danning Gill, Israel & Krasnoff, LLP (“Danning Gill” or “applicant”)

1. Michael A. McConnell was appointed as Chapter 11 Trustee for HVI Cat Canyon, Inc. (the “debtor”) on or about October 21, 2019.

2. On or about November 14, 2019, the Trustee filed the *Chapter 11 Trustee's Notice Of Application And Application To Employ Danning, Gill, Israel & Krasnoff, LLP As General Counsel* (the “Application” docket no. 509), which was approved by the Court’s order entered on or about December 9, 2019 (docket no. 605).

3. Pursuant to the budget filed on or about November 7, 2019 (the “Budget,” docket no. 474), which the Court approved by order entered on or about November 27, 2019 (docket no. 572), UBS, LLC (“UBS”) loaned money to the Trustee for operations including a carve-out weekly reserve for the Trustee and his professionals, and for certain professionals retained by the Official Committee of Unsecured Creditors (the “Committee”). Subsequent budgets similarly have included weekly reserves for those professionals. These funds are being deposited weekly into segregated accounts for the Trustee’s professionals and for the Committee’s professionals, including for the month of March 2020.

4. On or about November 14, 2019, the Trustee filed a Motion Of Chapter 11 Trustee For Order (1) Establishing Procedures For The Payment Of Interim Compensation And Reimbursement Of Expenses (11 U.S.C. §§ 105(a) and 331), And Authorizing Payment On A Monthly Basis (11 U.S.C. § 328) (the “Fee Procedures Motion,” docket no. 511). The Fee Procedure Motion proposed to make monthly payments in this case to the extent of funds carved-out by the lender and designated for that purpose, or free and clear funds, if any. Subject to resolution of any timely objection to the Professional Fee Statement, the Trustee may pay the professional the lesser of (a) 80% of the fees and expenses requested in the monthly statement, and (b) the aggregate amount of fees and expenses requested in the monthly statement as to which no timely objection was made. The Fee Procedure Motion was approved by the Court’s order entered on or about December 10, 2019 (docket no. 610).

5. Professional Statement No. 5: This is the fifth Professional Fee Statement by Danning Gill.

a. On or about December 6, 2019, applicant filed and served its First Professional Fee Statement for payment of fees and reimbursement of expenses incurred for the period of October 21, 2019, through November 30, 2019 in the amounts of \$284,475.50, and \$2,485.08, respectively, for a total of \$286,960.58 (“First Fee Statement,” docket no. 598). Pursuant to the order on the Fee Procedures Motion and the Budget, applicant’s First Fee Statement requested payment of \$200,000, which sum has been paid.

b. On or about January 10, 2020, applicant filed and served its Second Professional Fee Statement for payment of fees and reimbursement of expenses incurred for the period of December 1, 2019 through December 31, 2019 in the amounts of \$173,569.50, and \$3,228.73 respectively, for a total of \$176,798.23 (“Second Fee Statement,” docket no. 697). Pursuant to the order on Fee Procedures Motion and the

Budget, applicant's Second Fee Statement requested payment of \$141,438.58, which sum has been paid.

c. On or about February 7, 2020, applicant filed and served its Third Professional Fee Statement for payment of fees and reimbursement of expenses incurred for the period of January 1, 2020 through January 31, 2020 in the amounts of \$206,758.50, and \$9,844.71, respectively, for a total of \$216,603.21 ("Third Fee Statement," docket no. 777). Pursuant to the order on Fee Procedures Motion and the Budget, applicant's third Fee Statement requested payment of \$173,282.57, which sum has been paid.

d. On or about March 6, 2020, applicant filed and served its Fourth Professional Fee Statement for payment of fees and reimbursement of expenses incurred for the period of February 1, 2020 through February 29, 2020 in the amounts of \$201,385.50, and \$11,106.87, respectively, for a total of \$212,492.37 ("Fourth Fee Statement," docket no. 849). Pursuant to the order on Fee Procedures Motion and the Budget, applicant's fourth fee Statement requested payment of \$169,993.90, which sum has been paid.

6. Fee Applications: The Court held a hearing on interim fee applications on January 30, 2020, at 10:00 a.m. Danning Gill filed its first interim fee application on January 9, 2020 (docket no. 692) for the period from October 21, 2019 to December 31, 2019, requesting allowance of fees in the sum of \$460,926.00 and reimbursement of costs in the sum of \$5,713.81. Pursuant to an order entered on January 31, 2020, the Court awarded Danning Gill its requested fees and costs in full. Applicant has been paid the remaining unpaid nets sums in full.

7. Request for Payment of Professional Fees: During the period March 1, 2020, through March 31, 2020 (the "Subject Period"), Danning Gill has incurred fees and costs of \$211,159.50, and \$18,291.43, respectively, for a total of \$229,450.94. \$207,712 at present is being held at present under the carve-out in the segregated account for Danning Gill to secure its fees and costs. Thus, in accordance with the Budget and the Fee Procedures Motion, Danning Gill is requesting that it be paid fees and costs for the Subject Period of \$183,560.75.

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is 1901 Avenue of the Stars, Suite 450, Los Angeles, CA 90067-6006.

A true and correct copy of the foregoing document entitled (specify): PROFESSIONAL FEE STATEMENT NO. FIVE (DANNING GILL) will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On April 10, 2020, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page.

2. SERVED BY UNITED STATES MAIL: On April 10, 2020, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Debtor
HVI Cat Canyon, Inc.
c/o Capitol Corporate Services, Inc.
36 S. 18th Avenue, Suite D
Brighton, CO 80601

Debtor
HVI Cat CANYON, INC.
630 Fifth Avenue, Suite 2410
New York, NY 10111

Service information continued on attached page.

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on April 10, 2020, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

April 10, 2020
Date

Vivian Servin
Printed Name

/s/ Vivian Servin
Signature

ADDITIONAL SERVICE INFORMATION (if needed):

1. SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")

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REQUESTS FOR SPECIAL NOTICE

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